

FILED
Clerk
District Court

JAN 12 2006

For The Northern Mariana Islands
By _____
(Deputy Clerk)

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UNITED STATES DISTRICT COURT
NORTHERN MARIANA ISLANDS

UNITED STATES OF AMERICA)

Case No. CR 05-00022

Plaintiff,)

v.)

GOVERNMENT'S MOTION TO
DISMISS INDICTMENT

DAI, XIAO JUN,)

Defendant.)

Comes, now the United States of America and pursuant to Rule 48(a) of the Federal Rules of Criminal Procedure, respectfully seeks leave of this court and hereby moves to dismiss the indictment in this case, for the reason that the available evidence and investigative results are no longer sufficient to proceed to trial.

Respectfully submitted, this 12th day of January, 2006.

LEONARDO M. RAPADAS
United States Attorney
Districts of Guam and NMI

By:


JAMIE D. BOWERS
Assistant United States Attorney

Approved by:


CRAIG N. MOORE, AUSA
Branch Chief